

**United States District Court**  
*District of North Dakota*

Dakotas and Western Minnesota Electrical Industry  
Health & Welfare Fund, by Randy Stainbrook and  
Edward Christian, in their representative capacity as  
Trustees, and each of their successors,

JUDGMENT IN A CIVIL CASE

Plaintiffs,

vs.

Case No. 3:15-cv-67

First Agency, Inc. and Guarantee Trust Life  
Insurance Company,

Defendants.

- 
- ☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.
- ☐ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.
- ☒ **Decision on Motion.** This action came before the Court on motion. The issues have been considered and a decision rendered.
- ☐ **Stipulation.** This action came before the court on motion of the parties. The issues have been resolved.
- ☐ **Dismissal.** This action was voluntarily dismissed by Plaintiff pursuant to Fed. R. Civ. P. 41(a)(1)(ii).

**IT IS ORDERED AND ADJUDGED:**

The court finds the defendants' motion to dismiss is DENIED, and the plaintiffs' motion for summary judgment is GRANTED. The Court further finds that a hearing would not assist the court in resolving the legal issues. The plaintiffs' motion for a hearing is DENIED.

Date: March 11, 2016

ROBERT J. ANSLEY, CLERK OF COURT

by: /s/ Jackie Stewart, Deputy Clerk